

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

AUTHORS GUILD, *et al.*, individually and on behalf of others similarly situated,

Plaintiffs,

v.

OPENAI INC., OPENAI OPCO LLC, OPENAI GP LLC, OPENAI LLC, OPENAI GLOBAL LLC, OAI CORPORATION LLC, OPENAI HOLDINGS LLC, OPENAI STARTUP FUND I LP, OPENAI STARTUP FUND GP I LLC, OPENAI STARTUP FUND MANAGEMENT LLC, and MICROSOFT CORPORATION,

Defendants.

Case No. 1:23-cv-08292-SHS

JONATHAN ALTER, *et al.*, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

OPENAI, INC., OPENAI GP, LLC, OPENAI, LLC, OPENAI OPCO LLC, OPENAI GLOBAL LLC, OAI CORPORATION, LLC, OPENAI HOLDINGS, LLC, and MICROSOFT CORPORATION,

Defendants.

Case No. 1:23-cv-10211-SHS

**PLAINTIFFS' MOTION FOR LEAVE TO FILE UNDER SEAL**

Pursuant to Your Honor's Individual Rules and Practices 5(B), Plaintiffs seek leave to file a portion of their letter motion to compel the production of documents from Defendant Microsoft Corporation ("Microsoft"), and a portion of certain of the exhibits to that motion, under seal (together, the "Letter Motion").

The redactions in the Letter Motion (and exhibits thereto) – namely, one sentence on page 3 of the Letter Motion itself, two sentences and five bullet points of Exhibit 3 (May 24,

2024 ltr.), five sentences of Exhibit 4 (June 4, 2024 ltr.), and two sentences of Exhibit 5 (June 13, 2024 ltr.) – pertain to a quote from a Microsoft/OpenAI document that Microsoft has designated as highly confidential, and/or refer to other documents produced by Microsoft on May 17, 2024 with confidential and/or highly confidential designations.

In accordance with Microsoft’s designations, and without prejudice to Plaintiffs’ position that the material may not warrant such designations (an issue they can agree to defer until Summary Judgment and/or until the close of discovery), Plaintiffs respectfully request leave to file their letter motion to compel partially under seal.

Dated: July 22, 2024

Respectfully submitted,

/s/ Rachel Geman

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**PROOF OF SERVICE VIA ECF**

On July 22, 2024, I caused to be served the following document on all counsel of record via ECF.

**PLAINTIFFS' MOTION FOR LEAVE TO FILE UNDER SEAL**

/s/ Rachel Geman  
Rachel Geman